1944.

File No. Foreign Juris II/44

Legal Deptt

B **BRANCH**

Subject:— Rules and Notifications under the India (Foreign Jurisdiction) Order in Council

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C O N T E N T S.

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Sr.No.	Compilation No.	Subject	Pages.
		Indian (Foreign Jurisdiction) Order-~~xxxix~~ in Council., 1902.	
1.	U.R. to R.D. No. 1802 dt. 9-2-44	Jurisdiction over certain railway lands.	1 - 18
2.	U.R. to R.D. No. 5638 dt. 10.8.44	Amendment of G.N.R.D. No. 1940/24 dt. 1-11-40	19 - 23.

Office of the R.L.A.

The jurisdiction over railway lands in Indian States has been ceded to the Crown and the Crown Representative has directed in exercise of this jurisdiction that all laws for the time being in force in the corresponding districts of the Province of Bombay shall subject to the ~~modification~~ modifications specified by him, be in force in those railway lands. The modification inter alia in respect of section 5 of the Registration Act is that instead of the Provincial Government the Governor of Bombay shall exercise the powers under that section. The R.D. is therefore requested to supersede the notifications G.N.R.D. No. 1940/24 of 1st November 1940 in so far as it relates to railway lands and the notification G.N.R.D.No. 1940/24 of 18th February 1942 so far as it relates to railway lands, inasmuch as these notifications were issued by the Government of Bombay and not the Governor of Bombay.

2. Subject to the above remarks, the draft notification at pages 271-286 post, as amended, is in order.

Id/-
P.N.M.
6-3-44.

Remembrancer of Legal Affairs.

U.R. to R.D. No. 1802, dated the 9th February 1944.

C.G.R. 12-7

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Office of the R.L.A.

A revised draft notification in place of the R.D. ■ draft notification at pages 305-306 is sent herewith.

2. In column 3 in the Second Schedule annexed to the R.D. notification No. 1940/24, dated the 1st November 1940 the sub-district of Broach is shown as co-extensive with the revenue taluka of Broach and also extending beyond it over protion of land between the River Mahi and River Kim comprised within the fencing of B.B.& C.I. Railway line and ceded by His Highness the Gaikwar. If the jurisdiction over the portion of land between the River Mahi andRiver Kim comprised within the fencing of B.B.&. C.I. Railway has been ceded to the Crown by the Gaikwar, it would not be competent for the Government of Bombay to issue a notification in respect of that portion of land under section 5 of the Indian Registration Act, 1908; it would therefore be necessary to omit also that portion from the notification of 1940. Before the proposed notification is issued R.D. should consider this point.

Id/- P.N.M.

9-8-44.

Remembrancer of Legal Affairs.

U.R. to R.D. No. 5638, dated the 10th August 1944.

C.G.R. 12-7

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